

# Coastal Zone Act Reauthorizati on Amendments

Alan Henning  
Environmental Protection  
Agency

# Purpose and Mandate

- Submittal of Coastal Nonpoint Pollution Control Program
- Management measures
- Additional management measures

# Pathways for Meeting CZARA

- Regulatory Program
- Voluntary Program
  - Methods for tracking and evaluating
  - Legal opinion of authorities
  - Commitment to use enforcement authority

# Proposed Disapproval of Oregon's Program

- New Development
- Onsite Sewage Disposal
- Additional management measures for forestry
- Requested comments regarding adequacy of OR's ag programs

# DEQ's Approach - OSDS and New development

- New Development
  - TMDL Implementation Plan guidance for managing post-construction stormwater
- OSDS
  - Voluntary approach
  - Milestones for implementing the inspection management measure
  - Viable tracking approach, commitment to use enforcement
  - Greater disclosure by seller, Realtor education and outreach
  - Septic Smart Initiative
  - 95% OSDS inspected in 15 years

# ODF Approach – Riparian Areas

- Medium and small “F” streams
  - Considering increased protection
- Non-fish bearing streams
  - Watershed studies
  - Protections from harvest activities
  - Prompt reforestation after harvest
- NOAA/EPA finding – insufficient to protect water quality

# ODF Approach – Roads

- Clarified road drainage BMPs
  - Increased inspections
  - Wet season hauling rules
  - Voluntary measures
  - Developed family forestlands management plan
  - Annual audit
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- NOAA/EPA finding – insufficient to protect water quality

# ODF Approach – Landslides

- Will use regulatory and voluntary measures
- Established rules to protect public safety
- Rule for leaving trees along type “N” streams
- Landowner credits
- Harvest rules on steep slopes
- Technical note regarding roads in critical locations
  
- NOAA/EPA finding – insufficient to protect water quality



# ODF Approach – Herbicide Applications

- Chemical and Other Petroleum Product Rule
  - Pesticides Control Law
  - Pesticide Stewardship Program
  - Water Quality Pesticide Management Plan
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- NOAA/EPA finding – insufficient to protect water quality

# Agricultural Issues

- Concerns were raised about existing Ag programs
- Public comments were invited
- Response to comments document developed
- NOAA/EPA will be working with ODA on issues

# NOAA/EPA Final Decision

- Disapproved on January 30, 2015
  - Lack of adequate riparian protections for medium, small and non-fish bearing streams
  - Lack of adequate management measures for landslide to protect water quality
  - Lack of adequate management measures for roads especially legacy roads
  - Lack of protections on Type N streams when herbicides are aerially applied

# Path to Full Approval

- Identify opportunities where broader technical discussions could occur
- Work with State Agencies to address remaining forestry issues.
- Continue to assess potential Ag issues and work with ODA and others to address those issues
- Review all previous interim approvals Implement public review process